

FILED

SEPTEMBER 4, 2003

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF

KENT R. ELLIS, M.D.

Administrative Action

CONSENT ORDER

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

This matter was most recently **opened** to the New Jersey State Board of Medical Examiners ("Board") upon the petition of Kent R. Ellis, M.D. ("Respondent") seeking modification of the restrictions currently in place on his New Jersey medical license. The Board records reflect that on or **about** March 29, 2001, Respondent entered into a Consent Order with the Board, whereby he voluntarily surrendered his license to practice medicine and surgery in the State of New Jersey for three (3) months, based upon his admitted relapse into the abuse of Hydrocodone. The Board records **also** reflect that Respondent's license was reinstated with restrictions in a Consent Order, dated September 12, 2001

CERTIFIED TRUE COPY

On September 25, 2002, Respondent appeared before a Preliminary Evaluation Committee of the Board and petitioned for modification of these restrictions. Specifically, Respondent sought removal of the requirement to continue in **group** aftercare with Dr. Harold Clotworthy, as required by Paragraph 5 of the September 12, 2001 Order. Respondent did not **seek any** other modifications to the restrictions on his license at this appearance. Reverend Edward Reading of the Physicians' Wealth Program of the Medical Society of New Jersey ("PHP"), also **appeared with** Respondent **and** testified in support of his petition. Both Respondent and Rev. Reading testified at **length** with regard to Respondent's recovery and his successful participation in the monitoring **plan** of the PHP.

The Committee also reviewed the PHP's Position Statement in this matter, which stated that **Respondent** has been in complete compliance with the September 12, 2001 Order. He has attended 3 - 4 meetings of Alcoholics Anonymous each week. He has remained on random, **weekly** urine monitoring, with all results reported as negative for the presence of psychoactive substances. Finally, he has continued to meet with a representative from the PHP **for** monthly face-to-face follow-up visits. Respondent also testified that he has refrained from taking any psychoactive substances, as required by the Order. He also submitted proof that he **has** completed his Pre-Trial Intervention program requirements of 150 hours of community **service**. The Board is satisfied that Respondent has been **totally** compliant with **his** recovery regimen.

The Committee next reviewed correspondence from Dr. Harold Clotworthy, dated September 13, 2002, **stating** that Respondent's recovery has been successful to date and that requiring Respondent to attend these mandatory aftercare sessions is no longer necessary.

The Board finding the within disposition adequately protective of the public health, safety and welfare,

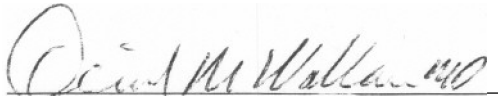
IT IS on this 25 day of August 2003

ORDERED:

1 The requirement for Respondent, Kent R. Ellis, M.D. to continue in group aftercare with Dr. Harold Clotworthy, as required by Paragraph 5 of the September 12, 2001 Consent Order, is hereby removed, **effective as** of the entry date of **this** Order.

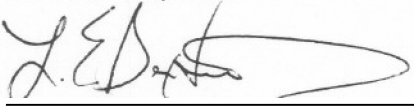
2. All of the other requirements set forth in the September 12, 2001 **Consent** Order remain in effect, A copy of that Order is attached hereto and made a part hereof

STATE BOARD OF MEDICAL EXAMINERS


DAVID M. WALLACE, M.D.
PRESIDENT

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby **given** to the Board to enter this Order. I understand that this Order has legal consequences and have decided to enter into this agreement with the Board without the advice of legal counsel, as is my right.


Kent R. Ellis, M.D.


Louis E. Baxter, Sr., M.D., FASAM
Executive Medical Director
Physicians' Health Program

FILED

September, 12, 2001

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NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF **CONSUMER** AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION OR : Administrative Action
REVOCATION OF THE LICENSE OF

KENT ELLIS, M.D.
License No.: MA 046337

CONSENT ORDER
: GRANTING RESTRICTED LICENSURE

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

This matter was first opened to the State Board of Medical Examiners ("Board") in November, 2000 upon the filing of a Consent Order, pursuant to which Respondent Kent Ellis, M.D., voluntarily surrendered his license to practice medicine and surgery, due to a substance abuse problem. Pursuant to his recent Petition for Restoration of Licensure, Respondent, accompanied by Louis E. Baxter, M.D., FASAM, Executive Medical Director of the Medical Society of New Jersey's Physicians' Health Program ("PHP"), appeared and testified before a Committee of the Board. Respondent testified that he originally became involved with the Physician's Health Program in March 2000 and was accepted into the Alternate Resolution Program in May of 2000. He had been

followed by the PHP with regular reports to the Impairment Review Committee until he relapsed into the use of Hydrocodone in September of 2000. Dr. Ellis admitted that, during the period of relapse, he tampered with his urine screens. Dr. Ellis was subsequently arrested, in February of 2001, for attempting to have a prescription filled in someone else's name. (The Board was notified of Dr. Ellis's relapse on February 13, 2001). Dr. Ellis then entered and completed a five-day detoxification program and, in late February, 2001, was admitted to long-term in-patient treatment at the Farley Center in Williamsburg, Virginia. He successfully completed treatment and was discharged in May of 2001. Subsequent to his arrest in February, 2001, Dr. Ellis was accepted into the Pretrial Intervention Program but has not yet completed the Program's requirements.

The Board has had an opportunity to consider the submissions from the PHP and the sworn testimony of Respondent. Proofs submitted to the Board pursuant to the Petition for Restoration of Licensure demonstrate that during the period of Respondent's voluntary surrender of his license, Respondent achieved a substantial period of drug free sobriety. Respondent appears to have been totally compliant with the requirements of the PHP.

The Board finding the within disposition to be adequately protective of the public health, safety and welfare,

IT IS, therefore, on this 12th day of September, 2001,

ORDERED THAT:

1. The license to practice medicine and surgery of Respondent Kent Ellis, M.D. is hereby restored, subject to the restrictions set forth herein.
2. Respondent is hereby granted leave to apply for reinstatement of his CDS and DEA registrations.

3. Respondent ~~agrees~~ to refrain from **taking** any psychoactive substances, including alcohol, unless these substances are prescribed **by** a treating physician for a documented medical condition, and only if notification is first given to the Executive Medical Director of the PHP.

4. Respondent shall attend Alcohol Anonymous/Narcotic's Anonymous (A.A./N.A.) meetings at least three (3) times per week, until the conclusion of the first year of his return to practice, and then on a schedule to be determined by the Executive Medical Director of the PHP. Respondent agrees that the PHP shall advise the Board in the event it receives information that Respondent has discontinued attendance at **A.A.** or N.A.

5. Respondent shall continue weekly attendance at an aftercare program conducted by Dr. Harold Clotworthy

6. Respondent shall participate in random urine monitoring, twice-weekly, conducted under the auspices of the PHP until the conclusion of his first six months of return to medical practice, then random urine screening for a subsequent **six** months, and then on a schedule to be determined by the Executive Medical Director of the PHP. During the first six months, Dr. Pilla, The Medical Director for the office where Dr. Ellis will be employed, will directly witness all urine screens on behalf of the PHP and shall submit monthly reports to the PHP attesting to his strict adherence to the program's monitoring protocol.

7. Respondent shall meet monthly for face-to-face visits with a representative from the PHP to discuss his progress until the conclusion of his first year of practice, and then on a schedule to be determined by the Executive Medical Director of the PHP.

8. The PHP shall submit quarterly reports to the Board detailing the nature and quality of Respondent's compliance with the terms of this Order. The PHP agrees to immediately notify the

Board if Respondent suffers a relapse, if his urine tests positive for any Controlled Dangerous Substance not made known to the PHP pursuant to paragraph three of this Order, or if he fails to comply with his aftercare program, as set forth herein.

9. Respondent shall appear before a Committee of the Board no earlier than one year from the date of entry of the within Order to discuss his participation with the PHP, his compliance with the restrictions herein and the status of his recovery from substance abuse. Respondent is granted leave to seek a modification of this Order at the time of his appearance.

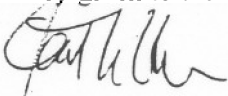
10. The parties hereby stipulate that entry of this Order is without prejudice to further action by this Board or other law enforcement entities resulting from Respondent's conduct prior to entry of this Order

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS



By: _____
William V. Harrer, M.D., B.L.D.. President

I have read and understood the within Order
and agree to be bound by its terms. Consent is
hereby given to the Board to enter this Order.




Kent Ellis, M.D.

Consented to on behalf of the Physicians Health
Program of the Medical Society of New Jersey:



Louis E. Baxter, Sr., M.D., FASAM
Executive Medical Director
Physicians' Health Program


Richard Pilla, M.D.
John D.